

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 12.12.2018

CORAM:

THE HONOURABLE Mr.JUSTICE C.T.SELVAM
and
THE HONOURABLE Mrs.JUSTICE S.RAMATHILAGAM

H.C.P.No.1846 of 2018

Manoshankari

...Petitioner

-Vs-

1.The State of TamilNadu,
represented by its Secretary to Government,
Home Prohibition and Excise Department,
Fort St. George, Chennai - 600 009.

2.The Commissioner of Police,
Greater Chennai Police,
Vepery, Chennai - 600 007.

...Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a Writ of Habeas Corpus, calling for the records relating to the detention order in Memo No.591/BCDFGISSSV/2018, dated 26.07.2018 passed by the 2nd respondent under the Tamilnadu Act 14 of 1982 and set aside the same and direct the respondent to produce the petitioner's husband Chettiyar @ Nagaraj S/o.Perumal aged about 28 years the detenu, ow confined in Central Prison, Puzhal, Chennai before this Hon'ble Court and set the petitioner's husband Chettiyar @ Nagaraj S/o.Perumal aged about 28 years the detenu herein at liberty.

For Petitioner : Mr.T.V.Somasundaram

For Respondents: Mr.R.Prathap Kumar
Additional Public Prosecutor

ORDER

[Order of the Court was made by C.T.SELVAM, J.]

The petitioner, who is the wife of the detenu herein, viz., Chettiyar @ Nagaraj, son of Perumal, aged 28 years, has come forward with this petition challenging the detention order

passed by the second respondent by his order in No.591/BCDFGISSSV/2018, dated 26.07.2018 against her husband branding him as a "GOONDA" under the Tamil Nadu Prevention of Dangerous Activities of Bootleggers, Drug Offenders, Forest Offenders, Goondas, Immoral Traffic Offenders, Sand Offenders, Slum Grabbers and Video Pirates Act, 1982 [Tamil Nadu Act 14 of 1982].

2. The learned Additional Public Prosecutor would submit that the order of detention passed by the second respondent as against the husband of the petitioner herein dated 26.07.2018 has been revoked by the Government in G.O.Rt.No.4135, Home, Prohibition & Excise [XIII] Department dated 28.09.2018 and he has also produced a copy of the said order.

3. Recording the submission of the learned Additional Public Prosecutor, this Habeas Corpus Petition is closed as the same has become infructuous.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

To

1. The Secretary to the Government,
Government of Tamil Nadu,
Home, Prohibition and Excise Department,
Fort St. George, Chennai - 600 009.
2. The Commissioner of Police,
Greater Chennai.
Vepery, Chennai - 600 007.
3. The Superintendent,
Central Prison,
Puzhal, Chennai.
4. The Joint Secretary to Govt,
Public (Law & Order),
Fort St.George,
Chennai - 9.
5. The Public Prosecutor,
High Court, Madras.

HCP No.1846/2018

SKV(CO)
KAK(11/01/2019)